

PUBLIC SAFETY AND CRIMINAL JUSTICE COMMITTEE

DATE: March 25, 2009

CALLED TO ORDER: 5:35 p.m.

ADJOURNED: 6:31 p.m.

ATTENDANCE

Attending Members

Ryan Vaughn, Chair
Vernon Brown
Bob Cockrum
Benjamin Hunter
Mary Moriarty Adams
William Oliver
Marilyn Pfisterer

Absent Members

Christine Scales

AGENDA

PROPOSAL NO. 42, 2009 - approves the Mayor's appointment of Scott C. Newman as the Director of the Department of Public Safety
"Do Pass"

Vote 7-0

PROPOSAL NO. 106, 2009 - appropriates \$314,935 in the 2009 Budget of the Marion County Sheriff (Federal Grants Fund) to pay for bulletproof vests, improvements to the jail kitchen, medical facilities and security systems, and equipment for the tactical needs of deputies
"Do Pass"

Vote 7-0

PROPOSAL NO. 107, 2009 - appropriates \$94,782 in the 2009 Budget of the Marion Superior Court (Federal and Local Grants and Drug Free Community Funds) to fund salaries of two positions in the Community Court, partial salaries of personnel in the Drug Treatment Court, and six large screen monitors for a paging system at the Juvenile Court
"Do Pass as Amended"

Vote 6-0

Discussion on the Youth Emergency Service – Major David Allender, Indianapolis Metropolitan Police Department, North District

PUBLIC SAFETY AND CRIMINAL JUSTICE COMMITTEE

The Public Safety and Criminal Justice Committee of the City-County Council met on Wednesday, March 25, 2009. Chair Ryan Vaughn called the meeting to order at 5:35 p.m. with the following members present: Vernon Brown, Bob Cockrum, Benjamin Hunter, Mary Moriarty Adams, William Oliver, and Marilyn Pfisterer. Absent was Christine Scales.

PROPOSAL NO. 42, 2009 - approves the Mayor's appointment of Scott C. Newman as the Director of the Department of Public Safety

Director Newman said that he met with staff in all of the divisions of the Department of Public Safety (DPS), and they are beginning to see results from when their tasks first began. Now they are trying to put things together to help affect the community. He said the goal is to have policing and fire initiatives revolve around the same hubs. Director Newman said the past week to ten days has been rough with respect to crime, and they are concerned about some trends they are recognizing in the area of burglary. He said burglaries have decreased, but they were the crimes that increased the most last year. He said homicides are about even, but as of mid-month, the City was down 30% in homicides this year in comparison to years before. Director Newman said he is hoping to see a much larger impact this year. He said the Perry Township Board voted to consolidate their fire department with the Indianapolis Fire Department (IFD), and he hopes those types of decisions will continue regardless of what happens in the legislation on fire consolidation. He said that he has received several inquiries from the remaining township fire departments about exploring the consolidation option, and they are learning more from each transaction. He said he believes the financial incentive to the townships is helpful.

Director Newman added that Animal Care and Control (ACC) continues to be a challenge, but they received a call from NUVO Weekly indicating that ACC will be the recipient of one of the Cultural Vision awards this year for their efforts. ACC is trying to make the facility a more efficient facility while reducing the number of animals that are being killed. Director Newman said that 60% to 70% of the animals were sick a couple of months ago, and the first task was to get them healthy, adopt out as many as possible and reduce the overpopulation of the facility. He said some of the positions are being transformed and more office space was obtained. He said progress and results will be seen in that area in the next 90 days, and adoptions and volunteers are up.

Director Newman said Weights and Measures is in the process of separating from DPS and transferring into the Code and Compliance Division. The Citizens' Police Complaint Board has also been relocated, as the citizens voiced their concerns about the process. Director Newman said he believes the process is a remedy to air issues with the police department, and citizens must feel comfortable and believe that their concerns are important. He said the Board has been moved to the 19th floor of the City-County building. Director Newman added that a Task Force is being created to address the diversity of the Public Safety resources and the professional efforts to recruit, retain and promote the best and brightest candidates.

Chair Vaughn thanked Director Newman for his participation and taking care of things that may not have been his core responsibility.

Councillor Oliver said he was proud to see the efforts of Director Newman, his staff and the police department in finding lost children in Marion County, particularly with the recent case on 36th Street and Forest Manor Avenue. He said he is also pleased with the efforts at Ludlow Place in the

Martindale/Brightwood area. He asked about the Indianapolis Metropolitan Police Department's (IMPD) attempt to obtain diversity without considering race or sex. Director Newman said they will know the race and sex of candidates, as that may have been mis-communicated. However, he said that he heard from both white and black officers about their frustrations with the previous Consent Decree. They were frustrated with a promotional system that was too rigid and too mechanical and failed to recognize who the candidates were as people. Director Newman said the plan now is to get away from scoring people on a rating system based on textbook knowledge, as opposed to performance evaluations. He said this rating system is subjective and rates people based on textbook learning instead of performance evaluation. He said performance must be taken into account, regardless of race. Director Newman said they want to create a system that involves testing, as well as performance evaluations. They also want to include the National Association for the Advancement of Colored People (NAACP), the Urban League, the Fraternal Order of Police (FOP) and other organizations to develop a plan to obtain diversity. However, they first need to identify the people that are eligible for promotions. He said the goal is to get beyond lawsuits.

Councillor Oliver asked how the new system will ensure that the officers reflect the community. Director Newman answered that the key will be to first reflect the community in the recruiting process, which will ensure that the population of those eligible for promotion reflects the community. He said the next step is in the management preparedness effort. This will prepare candidates to take the promotional exams and create more competition for the positions. He said for those individuals who do not want to be managers, but want to be promoted and make more money, there will be alternate career paths. Director Newman said this will prevent people from being skipped over in the promotion process.

Councillor Moriarty Adams said she attended the National League of Cities and was approached by Attorney General Eric Holder about the Community Oriented Policing Services (COPS) grant dollars that are coming available with the new administration for a three-year period. She said she understands that there will be an additional 12 months beyond the three years that the COPS grant dollars will be available, and the amount of money that would be due from a city would be waived. She said she was told that there is no local match to a city, and grant applications are currently being accepted. She asked if Indianapolis is planning to pursue any of the COPS grants dollars. Director Newman answered in the affirmative. He said they are currently discussing how the COPS grants can more effectively be used. He said the City needs more officers, as they have lost a lot through the DROP program. They are also working on developing a plan for continuity and providing equipment, because unfortunately, the COPS dollars eventually run out, and they do not want to have to later lay off officers. Chair Vaughn said that he was also contacted by the Grants Department of the Mayor's Office with a draft proposal that addresses this issue, and he believes the grant application is for about \$600 million.

Councillor Hunter said he believes those grants focus more on community policing oriented recovery versus simply putting someone in a patrol position. He said as a former IMPD officer who was frustrated with the promotion process, he appreciates Director Newman's efforts in improving the system. Councillor Hunter asked for an update on Emergency Management and preparations for the 2012 Super Bowl. Director Newman said, with regard to the Superbowl, he attends at least two meetings a week as the acting director of Emergency Management to be part of the discussions. He said he recently had a meeting with Indianapolis Downtown, Inc (IDI). However, he is currently looking for a director and deputy director for Emergency Management. Director Newman said he

has some good candidates, and he is looking for two people to balance out a mixture of disaster and emergency management expertise and an Urban Area Security Initiative (UASI)/counter terrorism-type expertise. He said, generally speaking, it would refer to one person with a fire and emergency management background and the other person with a law enforcement oriented background. He said the positions have been posted nationally, but only one candidate has been interviewed from another state, and he plans to have candidates for the positions in the next 10 to 20 days. He said he continues to consult with the previous Emergency Management director for continuity purposes.

Councillor Cockrum said he received a call from a State Representative, and they are putting together a plan of separating Indiana into various areas. He said he was selected to represent Marion County and is expected to appoint a working level person to serve on the board. He said they will then be required to select people to put in task force areas of overall management, fire, police, medical and hazmat. Councillor Cockrum said he is interested in speaking with Director Newman about candidates, and with Mayor Greg Ballard about his appointment. Director Newman said he noticed that Marion County does not have a multi-county Central Indiana emphasis, as Marion County is primarily only paired with Hamilton County.

Councillor Brown said the promotion system should be more fair and not be based upon who someone knows. Director Newman said he is not suggesting that promotions should be subjective instead of objective. He said the current system reports to be objective, but clearly does not have a lot to do with job performance and seems to suppress the talents that candidates bring to the table. Councillor Brown asked how officer morale relates to how much sick leave an officer takes. Director Newman answered that this was not the only indicator of the boost in officer morale. He said more officers are also volunteering for assignments (they now have a waiting list for special assignments) and more officers are self-initiating their self-directed activity. Director Newman said they also gave a survey to the officers asking about officers' feelings and attitudes about the department and the leaders. Out of 1,600 officers, 900 filled out the surveys and returned them. Councillor Brown asked if officers are volunteering to do more work for no pay. Director Newman answered in the negative. Councillor Brown asked if self-directed police work indicates a boost in morale or shows the officer is actually working more as expected. He asked if there is a minimum standard of police work that includes a certain amount of stops or arrests. Director Newman answered that there are no minimum quotas, but he believes the self-directed work is an indication of an increase in the density of the time the officers are spending and the amount of activity they are generating on their own during down periods.

Councillor Brown said that the murder rates had previously been down, but there has been a recent rash of murders. He asked if DPS is trying to put any new initiatives in place to combat that. Councillor Brown said that maybe the Committee could look at resources to help with crime initiatives. He said some of the programs that will be receiving the crime prevention money should reduce crime in the long run. Director Newman agreed with Councillor Brown and stated that there need to be some programs implemented to help combat crime, as Marion County is number four in the nation for the young African American death rate percentage of homicides. However, Marion County rates fairly well in other categories, such as poverty. Director Newman said there was the problem of a disproportionate number of victims that were African American in the 1990s, but it has gotten even more prominent. He said he believes that there was some success in eliminating crime, but one of the ways was by incarcerating people for long periods of time without considering what happens when they get out or what happens to their children while they're incarcerated. He

said he believes what is happening now is some of the after-effects of that. Director Newman said 5,200 people come out of prison from the Department of Correction (DOC) into Marion County, with a 74% recidivism rate within three years. He said this needs to be changed. Councillor Brown said maybe the Council as a whole needs to get more involved with that. Director Newman said there will be some substantial programs coming out of the crime prevention money.

Councillor Brown asked if there are any other positions coming available in DPS. Director Newman answered in the affirmative. He said they are also looking into funding for re-training programs.

Councillor Pfisterer invited the City to be an employer in the job fair that she hosts in May, as well as an employer in the job fair that Khadijah Muhammad, Director of Re-entry, Mayor's Office, is having for ex-offenders. She said she spoke with Rudy Hightower, with the Associated Builders and Contractor's training program, and he cited that the recidivism rate for ex-offenders that go through this program is 2% instead of 74%. Director Newman added that another program that works with ex-offenders is Second Chances.

Councillor Moriarty Adams moved, seconded by Councillor Hunter, to forward Proposal No. 42, 2009 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 7-0.

PROPOSAL NO. 106, 2009 - appropriates \$314,935 in the 2009 Budget of the Marion County Sheriff (Federal Grants Fund) to pay for bulletproof vests, improvements to the jail kitchen, medical facilities and security systems, and equipment for the tactical needs of deputies

Marianne Greve, Grants Coordinator, Marion County Sheriff's Department, distributed a handout (attached as Exhibit A). She said the Sheriff's Department would like approval on funding they received from the Bureau of Justice Assistance's State Criminal Alien Assistance Program (SCAAP) and for the Bulletproof Vest Partnership (BVP) program. Ms. Greve said the BVP program assists them with the purchase of body armor and requires a 50% match. The SCAAP funding, depending on the year awarded, can be used for a variety of needs throughout the department. However, 2007 and 2008 funding can only be used for correctional purposes in the jail facility. She said they are seeking to move the money into the appropriate characters.

Councillor Cockrum asked if the matching funds are already included in the Sheriff's Budget. Ms. Greve answered in the affirmative, and stated that the funds can be spent over a four-year period.

Councillor Moriarty Adams moved, seconded by Councillor Oliver, to forward Proposal No. 106, 2009 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 7-0.

PROPOSAL NO. 107, 2009 - appropriates \$94,782 in the 2009 Budget of the Marion Superior Court (Federal and Local Grants and Drug Free Community Funds) to fund salaries of two positions in the Community Court, partial salaries of personnel in the Drug Treatment Court, and six large screen monitors for a paging system at the Juvenile Court

[Clerk's note: Councillor Oliver left at 6:22 p.m.]

Councillor Moriarty Adams moved, seconded by Councillor Hunter, to “Amend” Proposal No. 107, 2009 as described in Exhibit B. The motion carried by a vote of 6-0.

Sue Patterson, Director of Finance, Marion County Superior Court, distributed a handout (attached as Exhibit C) and said they received \$75,000 through the Mayor’s Crime Prevention grant to expand the Community Court concept. She said when the Community Court was initiated about 10 years ago, they were serving two catchment areas in the southeast district. They have added a couple of beats in the northeast district and downtown. Ms. Patterson said the resource coordinator position ensures that people get services for alcohol or drug addiction problem and the community work service crew leader takes groups out to do various things around the city. She said the money requested will pay for salaries, supplies and services for the positions.

Ms. Patterson said there is also a transfer of \$9,782 from the Drug Free Community Fund. The money was originally appropriated in Character 03, and they are requesting an additional \$5,782 to provide the appropriations for the grant they received from Drug Free Marion County. Ms. Patterson said this appropriation is to provide partial salaries for the Drug Treatment staff.

Ms. Patterson said the last appropriation is a transfer from Character 03 to Character 04 to provide monitors at the Juvenile Center. She said there is currently a huge waiting room where people are trying to listen for their names and cases to be called. She said the money will provide for monitors in various places that will broadcast the information and bring down the noise level. She said this is funded by a grant through the Indiana Criminal Justice Institute (ICJI) that was appropriated last fall.

Councillor Pfisterer asked if there are any ongoing expenses for the monitors and equipment once they are purchased. Ms. Patterson answered in the negative.

Chair Vaughn asked if the grant received as part of the Crime Prevention grant set forth that the money could be spent on the community work service crew leader and the resource coordinator. Ms. Patterson answered in the affirmative. Chair Vaughn asked if the \$75,000 is the total award received. Ms. Patterson answered in the affirmative.

Chair Vaughn asked, with respect to the purchase of the monitors, if it is something that the courts would purchase from the state’s quality purchase agreement (QPA). Ms. Patterson answered in the affirmative, and stated that they will be seeking the best price for the monitors. Chair Vaughn asked if the items are part of the State’s QPA. Ms. Patterson answered that they received some internal quotes to present the request, but they need to further research QPAs and whether or not the City has a blanket purchase order to make this type of purchase. She said they are definitely looking for ways to drive down the cost.

Councillor Hunter asked if the Superior Court has plans to sustain the positions of crew leader and resource coordinator for the next few years. Ms. Patterson answered that she just presented her plan to cut the budget by 5% to the Office of Finance and Management, so she is unsure how they will sustain the positions. However, they are looking at ways to improve their revenue flow and sustain all things in their areas. Ms. Patterson said that she believes that sustainability will be difficult for all agencies in the city and county. Councillor Hunter said he is concerned that these positions will be created without certainty of their ability to be sustained. Ms. Patterson said that they have a

community court coordinator who is responsible for trying to find resources to bring money into the courts. However, this is becoming difficult because of the economic situation, and many companies do not have as much money to grant as they previously had.

Chair Vaughn asked if the \$75,000 includes benefits. Ms. Patterson answered in the affirmative.

Councillor Moriarty Adams moved, seconded by Councillor Pfisterer, to forward Proposal No. 107, 2009 to the full Council with a "Do Pass as Amended" recommendation. The motion carried by a vote of 6-0.

Discussion on the Youth Emergency Service – Major David Allender, Indianapolis Metropolitan Police Department, North District

Chair Vaughn said Major David Allender is unable to attend the meeting. Therefore, the discussion will be postponed to a later meeting.

With no further business pending, and upon motion duly made, the Public Safety and Criminal Justice Committee of the City-County Council was adjourned at 6:31 p.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to be "RV", written in a cursive style.

Ryan Vaughn, Chair
Public Safety and Criminal Justice Committee

RV/nsm

Bureau of Justice Assistance		awarded amount	
State Criminal Alien Asst. Program			
(SCAAP)			
	2009	\$94,637.00	a portion of funding will be used for upgrades in the Jail, a portion will be used for needs of Training Div.
	2008	\$96,328.00	
	2007	\$88,666	
	2006	\$20,355	
Total		\$299,986	
BJA/Department of Justice			
Bulletproof Vest Partnership			
(BVP)			
	2007	\$9,109	funds will be used to assist with the purchase of body armor
	2008	\$5,840	
Total		\$14,949	
Grand Total		\$314,935	

Proposal No 107, 2009

MOTION TO AMEND

Mr. Chairman:

I respectfully move to amend Proposal No. 107, 2009, as introduced, and before this committee, be amended by the revisions to the sections 1 and 3, by deleting the amounts stricken through and replacing by the highlighted amount, as shown below. This amendment changes the allocation among the characters in the Local Grants Fund appropriation but does not increase the overall total appropriation of the proposal.

Councillor

Date: _____

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.06(f) of the City-County Annual Budget for 2009 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion Superior Court to fund the following: the salaries of a Resource Coordinator and a CSW Crew Leader for the Community Court ~~and for the supplies, services, and computer to support these two positions (\$75,000)~~, financed by a Community Crime Prevention Task Force grant being appropriated in the Local Grants Fund; the partial salaries of personnel in the Drug Treatment Court (\$9,782), financed by a transfer and additional appropriation in the Drug Free Community Fund; and six large screen monitors to be used as a paging system at the Juvenile Court (\$10,000), financed by a transfer in the Juvenile Accountability Initiative Block Grant from the Indiana Criminal Justice Institute.

SECTION 3. The following increased appropriation is hereby approved:

MARION SUPERIOR COURT

1. Personal Services
2. Supplies
3. Other Services and Charges
4. Capital Outlay
- TOTAL INCREASE

LOCAL GRANTS FUND

75,000	71,916
0	1,864
0	220
0	1,000
	75,000

Proposal #107
Marion Superior Court
March 25, 2009

Proposal #107 seeks to appropriate \$75,000 in Crime Prevention Grant through the Mayor's office for the expansion of Community Court. This will provide two additional FTEs-a community work service crew leader and a resource coordinator and the supplies and charges to support them.

The community court catchment area has increase since its inception. These two staff will assist in processing the additional caseload resulting from this increase.